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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|-----------------------|-------------------------|------------------|
| 10/033,228 | 12/28/2001 | Richard E. Smalley | 11321-P012USD10 | 9672 |
| 7590 02/09/2006 | | | EXAMINER | |
| HUGH R. KR | | HENDRICKSON, STUART L | | |
| WINSTEAD SECHREST & MINICK, P.C. 2400 BANK ONE CENTER | | | ART UNIT | PAPER NUMBER |
| 910 TRAVIS STREET HOUSTON, TX 77002 | | | 1754 | |
| | | | DATE MAILED: 02/09/2006 | |

Please find below and/or attached an Office communication concerning this application or proceeding.

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| Response to Rule 312 Communication | | Application No. | Applicant(s) | | | |
|--|--|--------------------|----------------|--|--|--|
| | | 10/033,228 | SMALLEY ET AL. | | | |
| | | Examiner | Art Unit | | | |
| | | Stuart Hendrickson | 1754 | | | |
| The MAILING DATE of this communication appears on the cover sheet with the correspondence address – | | | | | | |
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| | | | · | | | |
| 1. 🛮 The amendment filed on 23 January 2006 under 37 CFR 1.312 has been considered, and has been: | | | | | | |
| a) 🗌 | a) entered. | | | | | |
| b) 🛛 | entered as directed to matters of form not affecting the scope of the invention. | | | | | |
| c) 🗌 | c) disapproved because the amendment was filed after the payment of the issue fee. | | | | | |
| Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue. | | | | | | |
| d) 🗌 | disapproved. See explanation below. | | | | | |
| e) 🗌 | entered in part. See explanation below. | Shill | | | | |
| | | | | | | |

STUART L. HENDRICKSON PRIMARY EXAMINER

MOLEY S. SILVERMAN
MISORY PATENT EXAMINER
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